

**ARIZONA PEACE OFFICER STANDARDS AND TRAINING BOARD  
MINUTES OF MEETING  
DECEMBER 13, 2006  
PHOENIX, ARIZONA**

A public meeting of the Arizona Peace Officer Standards and Training Board was convened on December 13, 2006, at AZ POST, located at 2643 E. University Drive, Phoenix, AZ.

**Members Present:**

Sheriff Gary Butler, Chairman  
Chief Jack Harris  
Chief Patricia Huntsman  
Deputy Director Steven Ickes, representing Director Dora Schriro  
Ms. Wendy Larsen  
Dr. Michael Polakowski  
Corporal Brandee Ralston  
Chief Jerry Sheridan  
Detective Robert Thompson  
Director Roger Vanderpool

**Members Absent:**

Mr. Joseph Duarte  
Sheriff Clarence Dupnik  
Attorney General Terry Goddard

**Staff in Attendance:**

Ted Brandon  
Marie Dryer  
Dan Elting  
Bob Forry  
Steve Jacobs  
Gary Maschner  
Lyle Mann  
Toye Nash  
Sandy Sierra  
Maria Valtierra  
Mark Zbojniewicz

Assistant Attorney General  
Diana Stabler

**A. CALL TO ORDER**

Chairman Butler called the meeting to order at 10:04 a.m.

**B. LEGAL ADVICE CONCERNING BOARD CHARGING CRITERIA**

The Board voted to go into executive session at 10:05 a.m. to discuss this matter and to obtain legal advice. The open meeting reconvened at 10:28 a.m.

**C. BOARD POSITION STATEMENT ON THE TOPIC OF PEACE OFFICER HONESTY**

Director Hammarstrom addressed the Board to discuss this matter. He recommended that the Chair appoint a committee of Board members to draft a new and current position statement. There were many volunteers for this committee. The Chair will appoint a committee from this group of volunteers and inform those selected. Director Hammarstrom will coordinate all meetings of this committee.

**D. FINAL ACTION CASES:**

Case #1 – Michael A. Carribon. *Chief Harris and Ms. Larsen recused themselves from this case.* The Board considered comments from Assistant A. G. Diana Stabler. Chief Sheridan made a motion to adopt the Consent Agreement Order and Decision and dismiss the Complaint in this matter without prejudice. Mr. Carribon's certification has been inactive since October 21, 2004, and if he applies for reactivation in the future, he will submit to a specific polygraph concerning whether he was knowingly dishonest with investigators during the investigation, seconded by Director Vanderpool, motion carried unanimously.

Case #2 – Melissa C. Staniscia. *Chief Harris recused himself from this case.* The Board considered comments from Assistant A. G. Diana Stabler and Janet Feltz, attorney for Ms. Staniscia. Mr. Ickes made a motion to adopt the Consent Agreement Order and Decision to suspend peace officer certification for one year beginning August 23, 2005, and ending August 23, 2006, seconded by Chief Huntsman, motion failed with a 6-4 vote. Corporal Ralston made a motion to reject the Consent Agreement, seconded by Chief Sheridan, motion carried with two nay votes. Ms. Stabler and Ms. Feltz both asked the Board for further clarification on this case. Ms. Stabler suggested modifying the Consent Agreement. Chief Sheridan made a motion to adopt the Findings of Fact and Conclusions of Law and modify the Consent Agreement to show revocation, seconded by Corporal Ralston, motion failed due to a tied

vote. Dr. Polakowski made a motion to adopt the Findings of Fact and Conclusions of Law and modify the Consent Agreement to show suspension until lapse, seconded by Director Vanderpool, motion carried with two nay votes.

Case #3 – Marty K. Paxson. The Board considered comments from Assistant A. G. Diana Stabler. Dr. Polakowski made a motion to adopt the Findings of Fact and Conclusions of Law and revoke certification, seconded by Director Vanderpool, motion carried unanimously.

Case #4 – Daniel L. Schrader. *Director Vanderpool recused himself from this case.* The Board considered comments from Assistant A. G. Diana Stabler and Daniel Schrader. Chief Harris made a motion to adopt the Findings of Fact and Conclusions of Law and suspend certification for one year beginning April 6, 2006, and ending April 6, 2007, seconded by Chief Sheridan, motion carried unanimously.

Case #5 – Kenneth L. Warren. *Director Vanderpool recused himself from this case.* The Board considered comments from Assistant A. G. Diana Stabler. Chief Sheridan made a motion to adopt the Findings of Fact and Conclusions of Law and suspend certification for one year, beginning December 13, 2006, and ending December 13, 2007, seconded by Chief Huntsman, motion carried unanimously.

Case #6 – Bruce Knappengerger. *Chief Harris recused himself from this case.* The Board considered comments from Assistant A. G. Diana Stabler. Deputy Director Ickes made a motion to dismiss this case, seconded by Chief Huntsman, motion carried unanimously.

#### **E. NEW CHARGING CASES:**

Case #1 – Lance Davison. Chief Huntsman made a motion to ***Initiate Proceedings***, seconded by Director Vanderpool, motion carried unanimously.

Case #2 – Nathaniel K. Dixon. Dr. Polakowski made a motion to ***Initiate Proceedings***, seconded by Chief Sheridan, motion carried unanimously. Dr. Polakowski requested that staff negotiate a Consent Agreement on this case that would include a one-year suspension.

Case #3 – Larson B. Lester. Director Vanderpool made a motion to ***Initiate Proceedings***, seconded by Chief Harris, motion carried unanimously.

Case #4 – Jason M. Minkler. *Chief Sheridan recused himself from this case.* Director Vanderpool made a motion to **Initiate Proceedings**, seconded by Chief Huntsman, motion carried unanimously.

Case #5 – Wayne C. Scoville. *Chief Sheridan recused himself from this case.* Chief Harris made a motion to close this case with **No Action with Agency Discretion**, seconded by Chief Huntsman, motion carried unanimously.

Case #6 – Paul T. Sennett. *Director Vanderpool recused himself from this case.* Corporal Ralston made a motion to **Initiate Proceedings**, seconded by Chief Huntsman, motion carried unanimously.

Case #7 – Carmen T. Terrell. *Chief Sheridan recused himself from this case.* Director Vanderpool made a motion to **Initiate Proceedings**, seconded by Dr. Polakowski, motion carried unanimously.

Case #8 – Corey R. Wunderlich. *Chief Harris recused himself from this case.* Dr. Polakowski made a motion to close this case with **No Action with Agency Discretion**, seconded by Director Vanderpool, motion carried unanimously.

Case #9 – Herbert Yazzie Jr. Corporal Ralston made a motion to **Initiate Proceedings**, seconded by Chief Harris, motion carried unanimously.

Case #10 – Wallace H. Yazzie. Chief Harris made a motion to **Initiate Proceedings**, seconded by Ms. Larsen, motion carried unanimously.

## F. ADJOURN

Chairman Butler adjourned the meeting at 11:30 a.m.

Dated: December 14, 2006

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Sandra L. Sierra, Recording Secretary

Minutes approved as written.

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Gary Butler, Chairman